

**STATE OF IOWA**  
**BOARD OF EDUCATIONAL EXAMINERS**  
**Grimes State Office Building – 400 East 14<sup>th</sup> Street**  
**Des Moines, Iowa 50319-0147**

**Minutes**

**Annual Board Retreat**  
**June 13-14, 2003**

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1 Paulsen – yes; Aboud – no; Jeffrey – yes; Carter – yes; Haigh – yes; Seeland –  
2 yes; Wellborn – yes; Chen – yes; Westerhaus – yes; Stalker – yes; and Hathaway  
3 – yes. **MOTION CARRIED.**

4  
5 Jean Seeland moved, with a second by Ying Ying Chen, that in **case number**  
6 **02-29**, the Board initiate review of the proposed decision to examine whether  
7 the proposed sanction is appropriate in light of the findings. Roll call vote:  
8 Stalker – yes; Westerhaus – yes; Chen – yes; Wellborn – recuse; Seeland – yes;  
9 Haigh – yes; Carter – yes; Jeffrey – yes; Aboud – yes; Paulsen – yes; and  
10 Hathaway – yes. **MOTION CARRIED.**

11  
12 Anita Westerhaus moved, with a second by Jean Seeland, that in **case number**  
13 **03-07**, the Board accept the Respondent's waiver of hearing and voluntary  
14 surrender and that the Board issue an order permanently revoking the  
15 Respondent's license with no possibility of reinstatement. Roll call vote:  
16 Paulsen – yes; Aboud – yes; Jeffrey – yes; Carter – yes; Haigh – yes; Seeland –  
17 yes; Wellborn – yes; Chen – yes; Westerhaus – yes; Stalker – yes; and Hathaway  
18 – yes. **MOTION CARRIED UNANIMOUSLY.**

19  
20 Veronica Stalker moved, with a second by John Aboud, to approve the May 16,  
21 2003, minutes, as distributed. **MOTION CARRIED UNANIMOUSLY.**

22  
23 Anita Westerhaus moved, with a second by Jean Seeland, to adopt and file the  
24 changes to the psychologist endorsement in Chapter 15 that add national  
25 certification as an option to program requirements and that list requirements  
26 for a one-year conditional license. **MOTION CARRIED UNANIMOUSLY.**

27  
28 Ying Ying Chen moved, with a second by Jacqueline Wellborn, to adopt and file  
29 the proposed changes to Chapter 14 that clarify rules for the correction of  
30 licenses. **MOTION CARRIED UNANIMOUSLY.**

1 Jean Seeland moved, with a second by Thomas Paulsen, to adopt and file the  
2 proposed changes to chapter 14 that rename conditional licenses by using  
3 alpha characters. **MOTION CARRIED UNANIMOUSLY.**

4  
5 John Aboud moved, with a second by Jacqueline Wellborn, to adopt and file the  
6 proposed changes to chapter 11 that add the Iowa Department of  
7 Transportation (IDOT) to the list of those who are eligible to file a complaint  
8 with the Board. **MOTION CARRIED UNANIMOUSLY.**

9  
10 Veronica Stalker moved, with a second by Ying Ying Chen, to adopt and file the  
11 proposed changes to chapter 11 that direct attorney general prosecution of  
12 complaints before the Board. Roll call vote: Stalker – yes; Westerhaus – yes;  
13 Chen – yes; Wellborn – yes; Seeland – no; Haigh – yes; Carter – yes; Jeffrey –  
14 yes; Aboud – no; Paulsen – yes; and Hathaway – yes. **MOTION CARRIED.**

15  
16 John Aboud moved, with a second by Anita Westerhaus, to add the word “Iowa”  
17 to the proposed rules for movement from an initial license to a standard license,  
18 and with that modification, to adopt and file the proposed changes that list the  
19 criteria with reference to the Iowa teaching standards and those that address  
20 applicants with Iowa nonpublic or out-of-state experience. **MOTION CARRIED**  
21 **UNANIMOUSLY.**

22  
23 John Aboud moved, with a second by Jacqueline Wellborn, to change “from age  
24 5 to 21” to “from birth to 21” in the special education portion, and with that  
25 modification, to file under Notice of Intended Action the proposed rules for a  
26 PK-12 administrator that combined licensure requirements for an elementary  
27 and secondary principal and supervisor of special education programs (SPED).  
28 **MOTION CARRIED UNANIMOUSLY.**

29  
30 John Aboud moved, with a second by Jean Seeland, that **in PFW 03-05**, Edwin  
31 Termuende, the Board grant the Petition for Waiver. **MOTION CARRIED**  
32 **UNANIMOUSLY.**

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**Minutes**  
**Annual Board Retreat**  
**June 13-14, 2003**

The Board of Educational Examiners held the first day of its annual board retreat at Urbandale Public Library in Urbandale, Iowa. The meeting was called to order by Board Chair Peter Hathaway at 9:30 a.m. on Friday, June 13, 2003. Members present were John Aboud, Brian Carter, Ying Ying Chen, William Haigh, Peter Hathaway, Thomas Paulsen, Jean Seeland, Jacqueline Wellborn and Anita Westerhaus. Also in attendance were Dr. Anne Kruse, Executive Director of the Board; Barbara Hendrickson, Board Secretary; four licensure bureau consultants; and one visitor. Arriving shortly thereafter were members Veronica Stalker and Judy Jeffrey. Assistant Attorneys General and legal counsel to the Board Jeanie Vaudt and Christie Scase arrived at 9:38 a.m. and 10:15 a.m., respectively.

The professional staff reported on a number of current topics. Susan Fischer spoke about the American Board for Certification of Teacher Excellence (ABCTE), an alternative route to teacher licensure and an attempt at national certification through standardized testing of subject matter and pedagogy and a pre-service teacher preparation requirement. David Morgan shared information on Western Governors University (WGU), the first completely on-line, competency-based university, collaborating with partner institutions to make use of distance learning materials available through the Internet. WGU gears itself to mid-career individuals, and it has a teacher education component. Mr. Morgan also more widely addressed the burgeoning field of distance education.

The Board recessed from 10:20 a.m. to 10:37 a.m.

1 Geri McMahon described the Troops to Teachers program, a U.S. Department of  
2 Education and Department of Defense program that helps eligible military  
3 personnel begin a new career as public school teachers. The program seeks to  
4 recruit and train participants in existing routes to teacher certification. In his  
5 report, Dr. Gary Borlaug noted that Iowa has no endorsement in computers and  
6 technology, so that any licensed teacher may teach in those areas. Rather than  
7 the suggested task force, the Board recommended a study committee to assess  
8 the computer and technology education field so as to determine the necessity  
9 for and wisdom in establishing a technology endorsement. Executive Director  
10 Dr. Anne Kruse then thanked Dr. Borlaug for his excellent work in creating and  
11 maintaining the Board's website. Board investigator Sandra Brown gave the  
12 Board some insight into her work. She said the greatest challenge is working  
13 within the 180-day statutory timeframe. She cited typical reasons for  
14 investigative delays, including caseload, prioritization by allegation, lack of  
15 cooperation by parties, scheduling conflicts, receipt of documentation, and  
16 representation by legal counsel.

17  
18 Assistant Attorney General and legal counsel to the Board Christie Scase  
19 distributed material that summarized for board members the purposes, powers  
20 and duties of the Board; regulations on gifts, honoraria, lobbying and outside  
21 employment; and the code of administrative judicial conduct. She examined in  
22 detail with members some aspects of the aforementioned responsibilities.

23  
24 The Board recessed for lunch at 12:02 p.m. and reconvened at 1:16 p.m.

25  
26 Ms. Scase continued her review with the Board.

27  
28 Executive Director Dr. Anne Kruse and the Board considered the meeting dates  
29 proposed for the first half of next calendar year. They decided to change two of  
30 the dates to a Thursday, instead of the usual Friday, in order to accommodate  
31 members' schedules: Thursday, February 5, 2004, and Thursday, May 6, 2004.  
32 They agreed to a reception with members of the legislature the day before the  
33 February board meeting: Wednesday, February 4, 2004. At a later meeting,

1 the Board will confirm those dates yet proposed. Dr. Kruse next surveyed what  
2 parts of HF 549 had become law. Assistant Attorney General and legal counsel  
3 to the Board Christie Scase then informed the Board of the most recent action  
4 taken by the complainant in **case number 98-12**.

5  
6 The Board recessed from 2:21 p.m. to 2:29 p.m.

7  
8 Of the proposed ideas for discussion on the board retreat, the Board looked  
9 some at the issues of background checks and of a requirement of a content  
10 endorsement such as reading, math or science for the elementary endorsement.  
11 Members then turned their attention to detailed analysis of potential changes to  
12 Chapters 12 and 13 of the administrative rules, the criteria of professional  
13 practices and competent performance. They agreed to continue contact on this  
14 via e-mail, with proposed revisions to be presented at the July board meeting.

15  
16 The Board recessed for the day at 4:06 p.m. and reconvened at 8:15 a.m. on  
17 Saturday, June 14, 2003, in Classroom B, Third Floor West, of the State  
18 Historical Building. Members present were John Aboud, Brian Carter, Ying  
19 Ying Chen, William Haigh, Peter Hathaway, Judy Jeffrey, Thomas Paulsen,  
20 Jean Seeland, Veronica Stalker, Jacqueline Wellborn and Anita Westerhaus.  
21 Also in attendance were Dr. Anne Kruse, Executive Director of the Board;  
22 Christie Scase and Jeanie Vaudt, Assistant Attorneys General and legal counsel  
23 to the Board; Barbara Hendrickson, Board Secretary; and one visitor. Ms.  
24 Hendrickson, Ms. Scase and Ms. Vaudt left at 10:01 a.m., and Mr. Haigh left at  
25 11:15 a.m.

26  
27 Board Chair Peter Hathaway stated that the business meeting agenda needed to  
28 be amended. Jean Seeland moved, with a second by Anita Westerhaus, to  
29 amend the business meeting agenda by adding item 1.d. to Licensee Discipline,  
30 Case #03-07 – Cedar Rapids CSD v. Jim Jurgensen, and by moving item 4.b.,  
31 Convert initial license to standard license, to 3.b.6. of the Consent Agenda.  
32 **MOTION CARRIED UNANIMOUSLY.**

1 Anita Westerhaus moved, with a second by Jean Seeland, that the Board go  
2 into closed session for the purposes of discussing whether to initiate licensee  
3 disciplinary proceedings and discussing the decision to be rendered in a  
4 contested case, pursuant to Iowa Code sections 21.5(1)(d) and 21.5(1)(f). Roll  
5 call vote: Stalker – yes; Westerhaus – yes; Chen – yes; Wellborn – yes; Seeland  
6 – yes; Haigh – yes; Carter – yes; Jeffrey – yes; Aboud – yes; Paulsen – yes; and  
7 Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

8  
9 The Board reconvened into open session at 8:45 a.m.

10  
11 Veronica Stalker moved, with a second by Anita Westerhaus, that in **case**  
12 **number 01-36**, the Board acknowledge the local settlement submitted by the  
13 parties and withdrawal of the complaint; and dismiss the case without further  
14 proceedings. Roll call vote: Stalker – yes; Westerhaus – yes; Chen – yes;  
15 Wellborn – yes; Seeland – yes; Haigh – yes; Carter – yes; Jeffrey – yes; Aboud –  
16 yes; Paulsen – yes; and Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

17  
18 William Haigh moved, with a second by Jean Seeland, that in **case number**  
19 **02-25**, the Board initiate review of the proposed decision to examine whether  
20 the proposed sanction is appropriate in light of the findings. Roll call vote:  
21 Paulsen – yes; Aboud – no; Jeffrey – yes; Carter – yes; Haigh – yes; Seeland –  
22 yes; Wellborn – yes; Chen – yes; Westerhaus – yes; Stalker – yes; and Hathaway  
23 – yes. **MOTION CARRIED.**

24  
25 Jean Seeland moved, with a second by Ying Ying Chen, that in **case number**  
26 **02-29**, the Board initiate review of the proposed decision to examine whether  
27 the proposed sanction is appropriate in light of the findings. Roll call vote:  
28 Stalker – yes; Westerhaus – yes; Chen – yes; Wellborn – recuse; Seeland – yes;  
29 Haigh – yes; Carter – yes; Jeffrey – yes; Aboud – yes; Paulsen – yes; and  
30 Hathaway – yes. **MOTION CARRIED.**

31  
32 Anita Westerhaus moved, with a second by Jean Seeland, that in **case number**  
33 **03-07**, the Board accept the Respondent's waiver of hearing and voluntary



1 surrender and that the Board issue an order permanently revoking the  
2 Respondent's license with no possibility of reinstatement. Roll call vote:  
3 Paulsen – yes; Aboud – yes; Jeffrey – yes; Carter – yes; Haigh – yes; Seeland –  
4 yes; Wellborn – yes; Chen – yes; Westerhaus – yes; Stalker – yes; and Hathaway  
5 – yes. **MOTION CARRIED UNANIMOUSLY.**

6  
7 Board Chair Peter Hathaway asked if there were any public comments. There  
8 were none.

9  
10 Veronica Stalker moved, with a second by John Aboud, to approve the May 16,  
11 2003, minutes, as distributed. **MOTION CARRIED UNANIMOUSLY.**

12  
13 The Board next looked at rules to be adopted and filed and had little discussion  
14 on most of them.

15  
16 Anita Westerhaus moved, with a second by Jean Seeland, to adopt and file the  
17 changes to the psychologist endorsement in Chapter 15 that add national  
18 certification as an option to program requirements and that list requirements  
19 for a one-year conditional license. **MOTION CARRIED UNANIMOUSLY.**

20  
21 Ying Ying Chen moved, with a second by Jacqueline Wellborn, to adopt and file  
22 the proposed changes to Chapter 14 that clarify rules for the correction of  
23 licenses. Notification by a licensee of a typographical or clerical error on a  
24 license within 30 days of mailing would incur no charge for a corrected license;  
25 notification beyond 30 days would incur the fee for a duplicate license. The  
26 addition of an endorsement not originally requested would require a new  
27 application, together with the appropriate application fee. **MOTION CARRIED**  
28 **UNANIMOUSLY.**

29  
30 Jean Seeland moved, with a second by Thomas Paulsen, to adopt and file the  
31 proposed changes to chapter 14 that rename conditional licenses by using  
32 alpha characters. The terms to be changed appear to indicate to various  
33 national surveys and federal interpretation that a person has not yet attained

1 minimal state licensure. The modifications would eliminate the need to explain  
2 continually in such inquiries that all Iowa teachers are fully licensed and  
3 properly endorsed. **MOTION CARRIED UNANIMOUSLY.**

4  
5 John Aboud moved, with a second by Jacqueline Wellborn, to adopt and file the  
6 proposed changes to chapter 11 that add the Iowa Department of  
7 Transportation (IDOT) to the list of those who are eligible to file a complaint  
8 with the Board. The Board had earlier received a disciplinary complaint from  
9 the Iowa Department of Transportation (IDOT) regarding alleged misconduct by  
10 the holder of a behind-the-wheel authorization. The complaint had been  
11 rejected because current Board rules did not provide for the filing of a  
12 complaint by IDOT. **MOTION CARRIED UNANIMOUSLY.**

13  
14 Considering attorney general prosecution of complaints, Board Member Jean  
15 Seeland asked whether there was any way there might be further conversation  
16 on the issue, since there was still significant opposition from the Iowa State  
17 Education Association (ISEA). Assistant Attorney General and legal counsel to  
18 the Board Christie Scase said she believed that would not be beneficial because  
19 the matter had already been under discussion for over a year, and it appeared  
20 from ISEA's written responses to the proposed rules that the organization's  
21 representatives seemed to think it was a bad idea in any event. Statements  
22 were made and questions were answered that once again sought to clarify  
23 issues that had been deliberated at previous board meetings. Veronica Stalker  
24 moved, with a second by Ying Ying Chen, to adopt and file the proposed  
25 changes to chapter 11 that direct attorney general prosecution of complaints  
26 before the Board. Roll call vote: Stalker – yes; Westerhaus – yes; Chen – yes;  
27 Wellborn – yes; Seeland – no; Haigh – yes; Carter – yes; Jeffrey – yes; Aboud –  
28 no; Paulsen – yes; and Hathaway – yes. **MOTION CARRIED.**

29  
30 The Board recessed from 9:36 a.m. to 9:45 a.m.

31  
32 John Aboud moved, with a second by Anita Westerhaus, to add the word "Iowa"  
33 to the proposed rules for movement from an initial license to a standard license,

1 and with that modification, to adopt and file the proposed changes that list the  
2 criteria with reference to the Iowa teaching standards and those that address  
3 applicants with Iowa nonpublic or out-of-state experience. **MOTION CARRIED**  
4 **UNANIMOUSLY.**

5  
6 The Board next looked at rules for a combined K-12 Administrator  
7 endorsement. The rules combined the elementary and secondary principal  
8 endorsements with additional content to reflect the wider range of grade levels  
9 and the inclusion of special education. John Aboud moved, with a second by  
10 Jacqueline Wellborn, to change “from age 5 to 21” to “from birth to 21” in the  
11 special education portion, and with that modification, to file under Notice of  
12 Intended Action the proposed rules for a PK-12 administrator that combined  
13 licensure requirements for an elementary and secondary principal and  
14 supervisor of special education programs (SPED). **MOTION CARRIED**  
15 **UNANIMOUSLY.**

16  
17 Edwin Termuende sought to waive the requirement for three years of  
18 elementary teaching experience prior to issuance of an elementary  
19 administrator license. He holds an Iowa professional teaching license with  
20 endorsements for secondary general science and secondary agriculture and an  
21 Illinois K-14 Administrative license. He served as an elementary level school  
22 administrator in Illinois for three years and taught secondary level science in  
23 excess of thirty years. He then accepted a position as administrator of an Iowa  
24 accredited nonpublic school. Mr. Termuende’s previous Petition for Waiver  
25 (PFW 02-27) had been denied, but recent Iowa legislation will require revision of  
26 current Board rule and obligate Board to disregard the level of teaching  
27 experience when processing an application for a school administrator’s license.  
28 John Aboud moved, with a second by Jean Seeland, that **in PFW 03-05**, Edwin  
29 Termuende, the Board grant the Petition for Waiver. **MOTION CARRIED**  
30 **UNANIMOUSLY.**

1 Board Member Thomas Paulsen then recommended that notice be sent to those  
2 applicants whose petition for waiver had similarly been denied, so that they  
3 might re-apply under the new rules.

4  
5 Keri Storjohann and Susie Clouser of SOLUTIONS, Inc. then began their  
6 program for the Board. The objective of the workshop was to assist the Board  
7 with public relations and communications services in order to enhance the  
8 public profile, visibility and mission of the Board of Educational Examiners.

9  
10 The Board recessed for lunch at 12:00 p. m. and reconvened at 1:00 p.m.

11  
12 The Board and SOLUTIONS, Inc. continued their session.

13  
14 There being no further business, Board Chair Peter Hathaway adjourned the  
15 meeting at 2:46 p.m.